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13 **UNITED STATES DISTRICT COURT**

14 **DISTRICT OF NEVADA**

15 CAPITOL SPECIALTY INSURANCE
16 CORPORATION, a Wisconsin corporation, as
17 assignee of UNITED CONSTRUCTION
18 COMPANY, a Nevada corporation,

19 Plaintiffs,

20 vs.

21 STEADFAST INSURANCE COMPANY, a
22 Delaware corporation, and ARCH SPECIALTY
23 INSURANCE COMPANY, a Missouri
24 Corporation,

25 Defendants.

26 Case No.: 2:20-cv-01382-JAD-VCF

27 **STIPULATION AND ORDER TO
28 EXTEND DEFENDANT ARCH
SPECIALTY INSURANCE
COMPANY'S DEADLINE TO
RESPOND TO COMPLAINT**

29 **[SECOND REQUEST]**

30 Defendant, ARCH SPECIALTY INSURANCE COMPANY (“Arch”), by and through its
31 counsel, Armstrong Teasdale LLP, and Plaintiff CAPITOL SPECIALTY INSURANCE
32 CORPORATION, (“Capitol Specialty”), by and through its counsel, Payne & Fears LLP, hereby
33 agree and stipulate, subject to this Court’s approval, to extend the deadline for Arch to answer or
34 otherwise respond to the Complaint to December 7, 2020, from its current deadline of November 23,
35 2020. This is the second request to extend this particular deadline.

36 On July 24, 2020, Capitol Specialty filed a Complaint against Arch among others asserting a
37 claim for Breach of Contract. (ECF No. 1). On October 14, 2020, Arch was served with the
38 Summons and Complaint through the Insurance Commissioner. Thereafter, the parties stipulated
39 and this Court granted an extension of Arch’s deadline to answer or otherwise respond to the

1 Complaint to November 23, 2020. (ECF No. 7.)

2 Good cause exists to extend Arch's deadline to answer or otherwise respond to the
3 Complaint. Counsel for Capitol Specialty recently advised that it intends to amend the Complaint.
4 Therefore, Capitol Specialty and Arch agree that Arch may have up to and including December 7,
5 2020, to file its answer or otherwise respond to the Complaint or any amended pleading. The parties
6 believe this additional short extension will not unduly delay proceedings as this case is still in its
7 infancy and no scheduling order is currently in place. This stipulation is entered into in good faith
8 and is not filed for improper purposes.

9 Accordingly, the parties request that this Court extend Arch's deadline to answer or otherwise
10 respond to the Complaint or any amended pleading to December 7, 2020.

11 DATED this 19th day of November, 2020.

DATED this 19th day of November, 2020.

12 **PAYNE & FEARS LLP**

13 By: /s/ Sarah J. Odia

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21 **ORDER**

22 **IT IS SO ORDERED**

23 
24 UNITED STATES MAGISTRATE JUDGE
25 DATED: 11-30-2020